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10 Attorneys for Plaintiff
11 Nutrishare, Inc.

12
13 UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

15 Nutrishare, Inc., a California corporation,

16 Plaintiff,

17 v.

18 BioRx, LLC, an Ohio Limited Liability
19 Company,

20 Defendant.

21 Case No. 2:08-CV-01252-WBS-EFB

22
23 **PROOF OF SERVICE ON BIORX, LLC'S
24 SACRAMENTO AGENT FOR SERVICE
25 OF PROCESS**

<i>Attorney or Party without Attorney:</i> MICHAEL J. THOMAS, SBN 172326 DOWNEY BRAND, LLP 555 CAPITOL MALL, 10TH FLOOR SACRAMENTO, CA 95814 <i>Telephone No:</i> 916-444-1000 <i>FAX No:</i> 916-444-2100		<i>For Court Use Only</i>		
<i>Attorney for:</i> Plaintiff		<i>Ref. No. or File No.:</i>		
<i>Insert name of Court, and Judicial District and Branch Court:</i> United States District Court, Eastern District Of California				
<i>Plaintiff:</i> NUTRISHARE, INC. <i>Defendant:</i> BIORX, LLC				
PROOF OF SERVICE	<i>Hearing Date:</i> Mon, Sep. 22, 2008	<i>Time:</i> 2:00AM	<i>Dept/Div:</i> RM 5	<i>Case Number:</i> 2:08-CV-01252-WBS-EFB

1. At the time of service I was at least 18 years of age and not a party to this action.
 2. I served copies of the SUMMONS IN A CIVIL CASE; COMPLAINT; ORDER SETTING STATUS CONFERENCE.
 3. a. *Party served:* BIORX, LLC, an Ohio Limited Liability Company
b. *Person served:* party in item 3.a., BY SERVING JENNIFER CHURCHILL, AGENT
 4. *Address where the party was served:*
1232 Q STREET
1ST FLOOR
SACRAMENTO, CA 95814
 5. *I served the party:*
 - a. **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on: Thu., Jul. 31, 2008 (2) at: 1:57PM
 7. *Person Who Served Papers:*
 - a. JONATHAN SHISLER
 - d. *The Fee for Service was:* \$64.13
 - e. I am: (3) registered California process server
 - (i) Employee
 - (ii) Registration No.: 2008-10
 - (iii) County: Sacramento
 8. *I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.*
- Date: Thu, Jul. 31, 2008